



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appl. No. : 10/760,564  
Applicant : Anders Bengt Ingemar Hallin et al.  
Filed : January 20, 2004  
Title : REFRIGERATOR AND METHOD

Conf. No. : 1074  
TC/A.U. : 3744  
Examiner : Melvin Jones

Customer No. : 000,116  
Docket No. : 36381

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

**PETITION FOR REVIVAL UNDER 37 CFR 1.137(b)**

Sir/Madam:

Applicant respectfully petitions for revival of this application under 37 CFR 1.137(b).

A grantable petition under 37 CFR 1.137(b) requires the following items:

(1) The reply required to the outstanding Office action or notice, unless previously filed;

(2) The petition fee as set forth in 37 CFR 1.17(m);

(3) A statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to this paragraph was unintentional; and

(4) Any terminal disclaimer (and fee as set forth in 37 CFR 1.20(d)) required pursuant to 37 CFR 1.137(d).

(1) The Reply

A Notice of Allowance and Fee(s) Due was mailed on February 25, 2005. Subsequently, errors were noted in the present application with respect to inventorship and priority claim. Petitions to withdraw the application from issue prior to payment of the issue fee and to correct inventorship and priority were filed on March 23, 2005. By mistake, the issue fee was not paid by the March 25, 2005 due date, thereby resulting in the Notice of Abandonment. Applicant requests revival of the present application. The required Issue Fee and Publication Fee (\$1,700.00) was paid on November 6, 2006.

Also enclosed is a *renewed* petition under 37 C.F.R. § 1.313(c)(2) to withdraw the application from issue, a request for continued examination, a request for withdrawal of foreign priority claim and foreign priority claim, and a petition under 37 CFR § 1.48 to correct inventorship in the application.

(2) The Petition Fee

Please charge the requisite fee of \$130.00 under 37 CFR 1.17(m) to Deposit Account No. 16-0820, Order No. 36381.

(3) The Statement

The entire delay in filing the required reply from the due date for the required reply until the filing of this grantable petition under 37 C.F.R. § 1.137(b) was unintentional.

(4) The Terminal Disclaimer

No terminal disclaimer is required in the present application.

It is believed that no additional fees are required for this petition. However, if any additional fees are due, please charge the same to Deposit Account No. 16-0820, Order No. 36381.

Respectfully submitted,

PEARNE & GORDON LLP

  
\_\_\_\_\_  
Una L. Lauricia, Reg. No. 48998

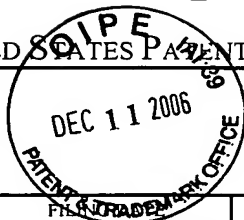
1801 East 9th Street  
Suite 1200  
Cleveland, Ohio 44114-3108  
(216) 579-1700

Date: December 7, 2006



UNITED STATES PATENT AND TRADEMARK OFFICE

WDOF



UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/760,564	01/20/2004	Anders Bengt Ingemar Hallin	36381	1074

116 7590 10/06/2006

PEARNE & GORDON LLP  
1801 EAST 9TH STREET  
SUITE 1200  
CLEVELAND, OH 44114-3108

EXAMINER

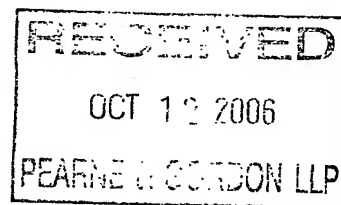
JONES, MELVIN

ART UNIT PAPER NUMBER

3744

DATE MAILED: 10/06/2006

Please find below and/or attached an Office communication concerning this application or proceeding.





# **Notice of Abandonment**

Application No.

10/760,564

Examiner

JONES, MELVIN

Applicant(s)

Anders Bengt Ingemar Hallin

Art Unit

3744

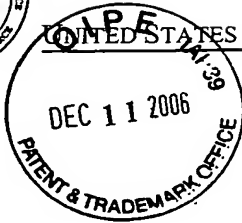
**- The MAILING DATE of this communication appears on the cover sheet with the correspondence address-**

This application is abandoned in view of:

1. ☐ Applicant's failure to timely file a proper reply to the Office letter mailed on \_\_\_\_\_.
  - (a) ☐ A reply was received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the period for reply (including a total extension of time of \_\_\_\_\_ month(s)) which expired on \_\_\_\_\_.
  - (b) ☐ A proposed reply was received on \_\_\_\_\_, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection.  
(A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
  - (c) ☐ A reply was received on \_\_\_\_\_ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).
  - (d) ☐ No reply has been received.
2. ☒ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
  - (a) ☐ The issue fee and publication fee, if applicable, was received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
  - (b) ☐ The submitted fee of \$\_\_\_\_\_ is insufficient. A balance of \$\_\_\_\_\_ is due.  
The issue fee required by 37 CFR 1.18 is \$\_\_\_\_\_. The publication fee, if required by 37 CFR 1.18(d), is \$\_\_\_\_\_.
  - (c) ☒ The issue fee and publication fee, if applicable, has not been received.
3. ☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
  - (a) ☐ Proposed corrected drawings were received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the period for reply.
  - (b) ☐ No corrected drawings have been received.
4. ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
5. ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
6. ☐ The decision by the Board of Patent Appeals and Interference rendered on \_\_\_\_\_ and because the period for seeking court review of the decision has expired and there are no allowed claims.
7. ☐ The reason(s) below:

AG

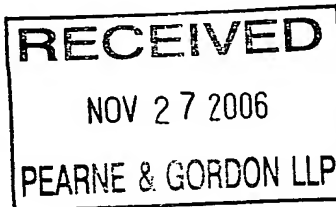
Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450  
www.uspto.gov

PEARNE & GORDON LLP  
1801 EAST 9TH STREET  
SUITE 1200  
CLEVELAND OH 44114-3108



COPY MAILED

NOV 21 2006

OFFICE OF PETITIONS

In re Application of  
Hallin et al  
Application No. 10/760,564  
Filed: January 20, 2004  
Attorney Docket No. 36381

ON PETITION

This is a decision on the petition, filed November 13, 2006, under 37 CFR 1.313(c)(2) to withdraw the above-identified application from issue after payment of the issue fee.

The petition is **DISMISSED** as moot.

The petition is dismissed as moot because the Office received the required fee for a petition to revive under 37 CFR 1.137(b). However, the petition itself has not been received.

**In view thereof, petitioner should submit a petition to revive under 37 CFR 1.137(b) and a renewed petition under 37 CFR 1.313(c)(2) to withdraw the above-identified application from issue.**

Further correspondence with respect to this matter should be addressed as follows:

By mail: Mail Stop Petitions  
Commissioner for Patents  
Post Office Box 1450  
Alexandria, VA 22313-1450

By facsimile: (571) 273-8300  
Attn: Office of Petitions

By hand: Randolph Building  
401 Dulany Street  
Alexandria, VA 22314

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3208.

Karen Creasy  
Petitions Examiner  
Office of Petitions

BEST AVAILABLE COPY

VIEW FRONT VIEW BACK VIEW FRONT & BACK ZOOM IN ZOOM OUT PRINT IMAGE

71835

PEARNE & GORDON LLP  
1801 EAST 9TH ST., SUITE 1200  
CLEVELAND, OH 44114-3108

THE HUNTINGTON NATIONAL BANK  
CLEVELAND, OHIO 44115  
6-15-410

Three thousand nine hundred ninety and 00/100

DATE

AMOUNT

PAY  
TO THE  
ORDER OF

COMMISSIONER OF PATENTS & TM'S  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450

11/06/2006

\*\*\*\*3,990.00



PATENT AND TRADEMARK OFFICE  
13-10-001  
11-14-2006  
FOR CREDIT TO THE  
U.S. TREASURY

JUN - 0 50

3058 05675

10312007304  
MAILED IN 101 SVC071 4-04T  
PHILA, PA 19102-0001  
0910765411

&gt;&gt; CLOSE

BEST AVAILABLE COPY